

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Second Administrative Reforms Commission – Implementation of recommendations of 2nd ARC –
Constitution of Departmental Committee – **Orders** – Issued.

AGRICULTURE & COOPERATION (CPC) DEPARTMENT

G.O.Ms.No. 3

Date: 07 -01-2011
Read the following:

From Spl.CS to Govt. GA (GPM & AR) Deptt. D.O.Lr.No.33353/GPM&AR/2010,Dt:18.11.2010

ORDER:

In the letter read above, the Special Chief Secretary to Government GA (GPM & AR) Department has requested for constitution of a Departmental committee for implementation of the Department specific recommendations of 2nd Administrative Reforms Commission, Government of India. The summary of recommendations made by the Second Administrative Reforms Commission are given the annexure to this order.

2. Government after careful examination hereby constitute the Departmental Committee for Cooperation Department with the following officers:

- | | |
|---|--------------------------|
| 1.Sri. K.R.Kishore , IAS., Prl. Secy to Govt.(Agri, AM&Coop.Deptt) - | Chairman |
| 2.Sri. M.Bhupal Reddy ,IRS., Addl.Secy to Govt.(Finance Deptt). | - Member |
| 3.Sri. Manmohan ,Deputy Secy. to Govt. (Law Department) | - Member |
| 4.Sri. K.Devanad , IAS., CC & RCS | - Member Convener |

3. The Committee constituted above shall examine the recommendations and submit report within the period of 3 months.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

S.V.PRASAD
CHIEF SECRETARY TO GOVERNMENT

To.

Members of the Committee

Copy to:

General Administration (GPM& AR)Department.

Finance Department.

Law Department.

//FORWARDED BY ORDER//

SECTION OFFICER

ANNEXURE

16. (Para 6.4.10) Cooperatives; Constitutional Context

a) An Article should be added to Part-IV of the Constitution in the form of 43B where the State should be made responsible for making such laws that will ensure autonomous, democratic, member driven and professional cooperative institutions. In that case, a large scale Constitutional amendment on the pattern of Parts-IX and IX-A which was introduced by the 73rd and 74th Amendments, will not be necessary. The proposed Article 43B may read as follows:

Article 43B: Empowerment of Co-operatives: "The State shall endeavour to secure by suitable legislation or economic organisation or any other way autonomous, democratic, member driven and professional cooperative institutions in different areas of economic activity particularly those relating to agriculture."

b) The Commission endorses the amendments suggested by the National Advisory Council and feels that this coupled with the amendment suggested in the Directive Principles would be a step in the right direction to make the cooperative institutions voluntary, democratic, professional, member-driven and member-centric enterprises. Accordingly, the following amendments may be made in the Constitution:

i. Under Article 19, 19(1)(h) may be added as follows:

"(h) to form and run cooperatives based on principles of voluntary and open membership, democratic member control, member economic participation, and autonomous functioning free from State control."

ii. Correspondingly, Article 19(4) should be amended as follows:

"(4) Nothing in sub-clauses (c) and (h) of the said clause shall affect the operation of any existing law in so far as it imposes, or prevents the State from making any law imposing, in the interests of [the sovereignty and integrity of India or] public order or morality, reasonable restrictions on the exercise of the right conferred by the said sub-clause".